

BOARD OF COUNTY AUDITORS FOR WAYNE COUNTY
Act 63 of 1889

AN ACT relative to the board of county auditors for the county of Wayne, and to their powers, duties and compensation.

History: 1889, Act 63, Imd. Eff. Apr. 23, 1889.

The People of the State of Michigan enact:

47.51 Wayne county board of county auditors; election, oath of office, bond.

Sec. 1. That the members of the board of county auditors for the county of Wayne shall be elected at the time and in the manner now prescribed by law. Before entering upon the duties of their office they shall take and file in the office of the county clerk the constitutional oath of office, and file in the office of the county treasurer a bond to the people of this state, conditioned for the faithful performance of the duties of their office, which bond, with the sureties thereto, and the penal sum therein mentioned, shall be approved by the judges of the circuit court for said county.

History: 1889, Act 63, Imd. Eff. Apr. 23, 1889;—How. 518b;—CL 1897, 2525;—CL 1915, 2334;—CL 1929, 1226;—CL 1948, 47.51.

47.53 Wayne county board of county auditors; chairman; clerk, bond.

Sec. 3. The member of said board whose term of office shall soonest expire shall be the chairman of said board, and in his absence or inability to serve, the auditor whose term will expire next following that of the chairman shall be the chairman pro tempore of said board. Said board shall appoint their own clerk and prescribe his duties, and shall require him before entering upon his duties to give bond to the people of this state in such form, and with such sureties and in such sum as they shall approve, for the faithful performance of his duties; said bond shall be filed in the office of the county treasurer.

History: 1889, Act 63, Imd. Eff. Apr. 23, 1889;—How. 518d;—CL 1897, 2527;—CL 1915, 2336;—CL 1929, 1228;—CL 1948, 47.53.

47.54 Wayne county board of county auditors; meetings, rules and regulations, record of proceedings.

Sec. 4. Said board will hold regular sessions at least twice in each week, and at such other times as they shall deem it convenient or necessary; they may establish such rules and regulations in reference to the interests and business concerns of said county, and in reference to the mode of proceeding before such board, as they shall deem necessary or proper in all matters not especially provided for by law. They shall keep a true record of the proceedings of the board.

History: 1889, Act 63, Imd. Eff. Apr. 23, 1889;—How. 518e;—CL 1897, 2528;—CL 1915, 2337;—CL 1929, 1229;—CL 1948, 47.54.

47.55 Wayne county board of county auditors; adjustment of claims against county, record.

Sec. 5. Said board shall prescribe and fix the compensation for all services rendered for and adjust all claims against said county, and the sum so fixed and defined shall be subject to no appeal. The amount of each claim allowed, the date of allowance, the name of the claimant, and to whom such claim is paid, and the amount and number of the warrant drawn therefor, shall be recorded in the records of said board. All claims presented to said board and allowed shall be filed in the order of the number thereof, and preserved; and the number of the claim and other particulars required to be recorded shall be endorsed thereon, and such endorsement signed by the chairman and clerk of said board, and no such account shall for any reason be allowed, excepting by order of some court of competent jurisdiction, to be taken from said office.

History: 1889, Act 63, Imd. Eff. Apr. 23, 1889;—How. 518f;—CL 1897, 2529;—CL 1915, 2338;—CL 1929, 1230;—CL 1948, 47.55.

47.56 Claims against county; payment; violation of section, penalty.

Sec. 6. The county treasurer of said county shall not pay any moneys, excepting on the warrants drawn by the said board of auditors, which shall be signed by the chairman of said board and countersigned by its clerk, and no warrants shall be drawn or issued by said board or either of them or countersigned by said clerk, excepting for the amount of a claim against said county, which shall have been duly allowed by said board. Any violation of the provisions of this section shall, on conviction thereof, be punished by fine not exceeding 1,000 dollars, or by imprisonment not exceeding 2 years, or by both fine and imprisonment in the discretion of the court: Provided, That the treasurer may make his deposits in the bank designated for the purpose, and

may pay over to his successor in office the moneys in his hands as provided by law.

History: 1889, Act 63, Imd. Eff. Apr. 23, 1889;—How. 518g;—CL 1897, 2530;—CL 1915, 2339;—CL 1929, 1231;—CL 1948, 47.56.

47.57 Wayne county board of county auditors; approval of official bonds; suit.

Sec. 7. All official bonds, except those of notaries public, which are now by law required to be approved by the board of supervisors or the circuit judges, or by some other county officer, shall hereafter be approved by said board of county auditors, and whenever they shall have reason to believe that there may have been any breach of the condition of any such bond they may direct that said bond be put in suit.

History: 1889, Act 63, Imd. Eff. Apr. 23, 1889;—How. 518h;—CL 1897, 2531;—CL 1915, 2340;—CL 1929, 1232;—CL 1948, 47.57.

47.58 Wayne county board of county auditors; powers and duties.

Sec. 8. Said board shall have power, and they are hereby authorized:

First, At any time to examine the books and accounts of the county treasurer and other county officers, and they shall on demand be exhibited to them by said officers. And as often as they may require, the accounts and vouchers of the county treasurer shall be audited and allowed by them, and after the same shall have been audited by said board it shall not be requisite that such accounts and vouchers be again audited by the board of supervisors. Whenever any moneys are paid to the county treasurer by any officer or agent of said county, such officer or agent shall take a duplicate receipt therefor, which shall be filed in the office of said board; and said treasurer shall, on each day, report to said board the moneys received by him on that day and after making his last report. They shall keep an account of all moneys which may be chargeable against the county treasurer and any other officer who may receive any moneys, belonging to the county, and shall keep an account with said officers showing the amounts with which they should be credited, and their accounts shall be so kept that the financial affairs of the county may at any time be ascertained by inspection of the books of said board;

Second, To ascertain and report to the board of supervisors of said county, on or before the annual meeting of said board of supervisors, the amount of tax necessary to be raised therein for county purposes; such amount shall be separated into different funds, which shall be named or otherwise so described as to designate the several objects for which it is necessary to levy taxes;

Third, To negotiate for and issue any bonds which may at any time be authorized by law to be issued or any loan made for county purposes. Such bonds shall be regularly dated and numbered in the order of their issue; shall be for sums of not less than 500 dollars each; shall be signed by the chairman of said board, and countersigned by its clerk. The board shall keep an accurate record of said bonds, the number, date, and amount of each bond, its rate of interest, when and where the same is payable, and the person to whom it is issued. And when the same are ready to be delivered, they shall be placed in the hands of the county treasurer, who shall deliver the same only upon receiving the proper amount from the purchaser of such bond. Before any such issue is made, sealed proposals shall be received for the purchase of such bonds, after advertisement for at least 10 days, in at least 2 of the daily newspapers published in the city of Detroit;

Fourth, To appoint annually, on the first Monday of December, 1 superintendent of the poor, for the term of 3 years, and the persons so appointed shall be successors in office of the superintendents of the poor heretofore appointed by said board; to appoint the necessary engineers and janitors for the several county offices, court rooms and buildings, 1 or more county physicians, and such other assistants, accountants and agents as they may deem necessary for the proper conduct of the business of the county, except those clerks and deputies now appointed under the statutes by the several county officers. And the clerk of said board, and the persons so appointed, shall hold office for 1 year from the first day of January, unless otherwise specially mentioned in the resolution of the board making such appointments. And they shall have the power to fill any vacancies in the said offices, and shall have the same power of removal of any such officer or appointee as boards of supervisors possess under the statutes of this state, provided such removals be made with the concurrence of all the members of said board;

Fifth, To determine the number of the clerks and assistants to be employed in the several county offices, and to fix the compensation of the deputies, clerks and assistants employed in the several county offices, and in the circuit, probate and justice's courts;

Sixth, To require any county officer to make a report under oath to them, on any subject or matter connected with the duties of his office, and they may require such officer or any deputy, assistant or clerk to give such bonds or further or additional bonds to the people of this state as shall be reasonable or necessary for the faithful performance of their respective duties; but the giving of a bond by any such deputy, assistant or clerk shall not be held to release any such officer upon any bond theretofore given by him;

Seventh, To make all contracts and leases for county offices, court rooms and other buildings for the use of the county and provide the necessary heating and lighting of the same, procure the necessary furniture and fixtures for them and make all necessary repairs thereto: Provided, That when the estimated cost of any work or materials to be provided by said board under this act shall exceed the sum of 1,000 dollars, the same shall be done or furnished by contract on bids received therefor, after publication of notice for at least 5 days in 1 or more daily papers published in the city of Detroit: And provided further, That this act shall not be construed to give said board the power to contract for the erection of any new buildings or the purchase of any land for any purpose whatever;

Eighth, To procure and furnish for the county offices and for the several courts all necessary books, stationery, blanks and printing;

Ninth, To procure the necessary plans and specifications for and supervise the construction of any buildings erected by the county, excepting such as the superintendents of the poor may construct;

Tenth, To represent the county and have the care and management of the property and business of the county in all cases where no other provision is made.

History: 1889, Act 63, Imd. Eff. Apr. 23, 1889;—How. 518i;—CL 1897, 2532;—CL 1915, 2341;—Am. 1925, Act 339, Eff. Aug. 27, 1925;—CL 1929, 1233;—CL 1948, 47.58.

47.59 Wayne county board of supervisors; limitation of powers.

Sec. 9. The board of supervisors of said county shall not have or exercise the power herein conferred upon said board of auditors.

History: 1889, Act 63, Imd. Eff. Apr. 23, 1889;—How. 518j;—CL 1897, 2533;—CL 1915, 2342;—CL 1929, 1234;—CL 1948, 47.59.

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